

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUCAS J. LACY,

Defendant.

8:23CR20

ORDER

A telephone status conference was held today with counsel. During the conference, Defendant's counsel stated that the expert report relevant to the parties' discussions regarding case resolution has been received and forwarded to the government. Defendant requested a continuance to effectuate the parties' efforts to resolve the case short of trial. The motion was unopposed by the government. The Court finds good cause for the requested continuance. Accordingly,

IT IS ORDERED:

- 1) Defendant's Unopposed Oral Motion to Continue the Telephone Status Conference is granted.
- 2) A telephonic status conference with counsel will be held before Magistrate Judge Michael D. Nelson at 11:15 a.m. on September 27, 2024.¹ The parties will use Restricted Order [35] for conference connection instructions.
- 3) In accordance with 18 U.S.C. § 3161(h)(7)(A), the Court finds that the ends of justice will be served by granting this motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between today's date and September 27, 2024, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant this motion would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and the novelty and complexity of the case. The failure to grant this motion might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B). Failing to timely object to this order as provided under this court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

Dated this 6th day of September, 2024.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge

¹ Counsel shall be prepared to advise the Court at the time of the call that the case is ready to be set for trial or a change of plea hearing.